In the High Court of Judicature for Rajasthan
At
Jaipur Bench, Jaipur

O R D E R

In

S.B. Criminal Misc. Bail Application No.5176/06
Nanu Ram Yadav Vs. State of Rajasthan

Date Of Order :: 15th November, 2006

Hon'ble Mr. Justice Jitendra Ray Goyal

Mr. Rajesh Goswami, counsel for petitioner.
Mr. R.P. Kuldeep, Public Prosecutor for State.
Mr. S.S. Naruka, counsel for complainant.

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Learned Public Prosecutor stated that charge-sheet against the co-accused persons has already been filed and the investigation against the present accused petitioner Nanu Ram Yadav has been kept pending under section 173(8) of the Code of Criminal Procedure. It is also submitted that if in further investigation some material comes against the present accused petitioner then the police may arrest the accused petitioner.

Having considered the above submissions and keeping in view that police has filed the charge-sheet against the other co-accused persons and the investigation has been kept pending against the present accused petitioner under section 173(8) of the Code of Criminal Procedure and it is not stated that police wants to arrest the accused petitioner at present, hence this anticipatory bail application is premature. Therefore, the same is dismissed accordingly. However, in the interest of justice it is directed that if in further investigation any non-bailable offence is found against the accused petitioner then without giving him seven days prior notice he shall not be arrested.

(J.R. Goyal),J

VS Shekhawat/-
Jr. P.A.